

**FOURTEENTH DAY**

(Wednesday, February 3, 1943)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called, and the following Senators were present:

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

A quorum was announced present.

Rev. S. B. Culpepper, Chaplain, offered prayer.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

**Leave of Absence Granted**

Senator Metcalfe was granted leave of absence for today on account of illness, on motion of Senator Winfield.

**Reports of Standing Committees**

Senator Weinert submitted the following reports:

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 129, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 124, have had the same

under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 114, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that Senate Committee substitute bill attached hereto do pass in lieu thereof and be printed.

WEINERT, Chairman.

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 43, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that Senate Committee substitute bill attached hereto do pass in lieu thereof and be printed.

WEINERT, Chairman.

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 116, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 110, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 107, have had the same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred S. B. No. 40, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with the following Committee amendment and be printed.

WEINERT, Chairman.

Senator Lovelady submitted the following reports:

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred S. B. No. 125, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LOVELADY, Chairman.

Austin, Texas,  
February 2, 1943.

Hon. John Lee Smith, President of  
the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred S. B. No. 41, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

LOVELADY, Chairman.

### Senate Bills on First Reading

The following bills were introduced, read first time, and referred to the committees indicated:

By Senator Aikin:

S. B. No. 131, A bill to be entitled "An Act appropriating the sum of One Million One Hundred Eighty-six Thousand Five Hundred Fifty-five and 58/100 (\$1,186,555.58) Dollars per year or so much thereof as may be necessary, for the next biennium beginning September 1, 1943, and ending August 31, 1945, from the General Revenue Fund for the purpose of promoting public school interests and assisting local districts in the teaching of vocational agriculture, home economics, trades and industries, vocational rehabilitation and rehabilitation for crippled children according to the Federal laws governing vocational education, all of which shall be matched by Federal funds; providing for the administration, attaching conditions, regulations, and limitations relative thereto; making various allocations of said appropriation; authorizing aid to schools in accordance with the conditions specified herein; providing all costs of administering funds named in this Act shall be paid out of moneys appropriated in this Act under the authority of the State Superintendent of Public Instruction, who is the Executive Officer of the State Board for Vocational Education, under the direction of the State Board for Vocational Education; providing for acceptance and disbursement of all Federal moneys as may be made available to the State Board for Vocational Education in accordance with plans acceptable to the Federal agency in charge of such funds; defining the powers of the State Board for Vocational Education and the State Superintendent who is the Executive Officer; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

To Committee on Finance.

By Senators Bullock, Aikin, Morris, and Lovelady:

S. B. No. 132, A bill to be entitled "An Act amending Article 2665, Revised Civil Statutes of the State of Texas, Acts of the Second Called Session, 1909, page 432, as amended by S. B. No. 117, providing formulas

to be used by the State Board of Education in estimating the necessary amount to operate the schools for a period of not less than six (6) months; and declaring an emergency."

To Committee on Education.

By Senators Bullock, Aikin, Morris, and Lovelady:

S. B. No. 133, A bill to be entitled "An Act amending Article 7043 of the Revised Civil Statutes of the State of Texas, as amended Acts 1931, Forty-second Legislature, Second Called Session, page 53, Chapter 32, paragraph No. 1, as amended by S. B. No. 118, Acts Regular Session, Forty-sixth Legislature, 1939, providing that no rate for school purposes shall exceed the amount required to produce a total available school fund to pay an apportionment in excess of the amount prescribed in Article 2665, Revised Civil Statutes of Texas, as amended; and declaring an emergency."

To Committee on Education.

By Senator Jones:

S. B. No. 134, A bill to be entitled "An Act to amend Article 5736c of Chapter 287, H. B. No. 419, Acts of the Regular Session of the Forty-second Legislature so as to provide for greater punishment and penalties for violation; and declaring an emergency."

To Committee on Agriculture.

By Senator Moore:

S. B. No. 135, A bill to be entitled "An Act providing workmen's compensation insurance for members of the Texas Defense Guard defining certain words and terms; authorizing the State Highway Department to insure members of the Texas Defense Guard; providing that the State Highway Department shall administer this Act with the assistance of the Adjutant General's Department; prescribing the powers and duties of the Industrial Accident Board and the State Highway Department and the Adjutant General's Department; adopting by reference certain legislative acts relating to workmen's compensation insurance; providing for the time of filing notice of injury and of claim for compensation; providing for appeals from rulings of the Industrial Accident Board; providing that the Adjutant General's Depart-

ment shall keep permanent records; providing the State Highway Department shall make reports to the Industrial Accident Board of injuries sustained by the members of the Texas Defense Guard; providing the State Highway Department expend any funds appropriated for the payment of all costs, administrative expense, charges, benefits, and awards authorized by this law; providing claimant to mature entire claim under certain circumstances; providing for reports to the Governor and the Legislature; prescribing duties of clerks of courts in compensation cases under this law; prescribing penalty for failure to perform such duties; declaring the provisions of this Act to be severable; providing for an appropriation; providing a savings clause; repealing all laws or parts of laws in conflict herewith to the extent of such conflict; and declaring an emergency."

To Committee on State Affairs.

By Senator Ramsey:

S. B. No. 136, A bill to be entitled "An Act to amend Article 6954, Title 121, of the Revised Civil Statutes of Texas, 1925, as amended Acts 1937, Forty-fifth Legislature; p. 382, Chapter 189, paragraph 1; Acts 1937, Forty-fifth Legislature, Second Called Session, page 1916, Chapter 35, paragraph 1; Acts 1939, Forty-sixth Legislature, Spec. L, page 947, paragraph 1, so as to provide for Stock Law Elections in San Augustine County; repealing all laws or parts of laws in conflict therewith; and declaring an emergency."

To Committee on Stock and Stock Raising.

By Senator Ramsey:

S. B. No. 137, A bill to be entitled "An Act to amend Subdivision 2 of Article 199, Title 8, of the Revised Civil Statutes of Texas, 1925, as amended by Acts 1939, Forty-sixth Legislature, page 150, so as to change the time and terms of holding the Second District Court in Angelina, Cherokee and Nacogdoches Counties, constituting the Second Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds, and making them returnable to the next term of court in the summoning of

grand and petit juries under this Act; and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Lovelady:

S. B. No. 138, A bill to be entitled "An Act to amend Section 2 of S. B. No. 36, Acts of the Regular Session of the Forty-sixth Legislature as amended by Section 1, H. B. No. 611, Acts of the Forty-seventh Legislature, Regular Session, providing for the appointment and confirmation of members of the State Board of Public Welfare; providing that the present members of said Board should continue to hold office for the term to which they have been appointed and confirmed; providing method of appointment of new members; providing a saving clause; and declaring an emergency."

To Committee on State Affairs.

By Senator Lovelady:

S. B. No. 139, A bill to be entitled "An Act amending Section 1 of S. B. No. 441, Acts Forty-sixth Legislature (1939), Regular Session; and declaring an emergency."

To Committee on Education.

#### Senate Concurrent Resolution 11

Senator Ramsey offered the following resolution:

S. C. R. No. 11, Granting permission to Mr. and Mrs. Frank Lee to sue the State.

Whereas, On or about September 18, 1942, Mr. and Mrs. Frank Lee sustained personal injuries and damage to their automobile in a collision with a truck owned and operated by the State Highway Department in Nacogdoches County, Texas; and

Whereas, The said Mr. and Mrs. Frank Lee desire to bring suit to recover damages for such personal injuries and damage to said automobile as a result of said collision; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That Mr. and Mrs. Frank Lee, be, and they are hereby granted permission to bring suit against the State of Texas and the Highway Department of the State of Texas in any court of competent jurisdiction in Nacogdoches County, Texas, to determine the amount of damages, if

any, occasioned to the said Mr. and Mrs. Frank Lee, by reason of said collision, and to recover judgment therefor; provided that service of citation and/or any other necessary process may be had upon the State of Texas by service upon the Attorney General, and upon the State Highway Department by service upon any member of the Commission.

However, it is to be understood that the purpose of this resolution is to grant permission to the said Mr. and Mrs. Frank Lee to bring suit against the State of Texas and the State Highway Department, and no admission of liability of the State, or the State Highway Department, is made by this resolution, and the facts as set out herein must be proved in court.

The resolution was read and was referred to the Committee on State Affairs.

#### Message from the House

A message from the House informed the Senate that the House had passed the following bills:

H. B. No. 167, A bill to be entitled "An Act fixing the compensation of County Commissioners in Counties having a population of not less than twenty-seven thousand (27,000) and not more than twenty-seven thousand one hundred (27,100), according to the 1940 United States Census where the taxable values in said county shall exceed the sum of Fifty Million (\$50,000,000) Dollars for the last preceding year; etc.; and declaring an emergency."

H. B. No. 120, A bill to be entitled "An Act relating to marks and brands of livestock in Fayette County; etc.; and declaring an emergency."

H. B. No. 159, A bill to be entitled "An Act appropriating all unexpended and unappropriated balances on hand in the Old Age Assistance Fund to the State Department of Public Welfare for the purposes for which such Old Age Assistance Fund is authorized by law to be expended; etc.; and declaring an emergency."

#### Senate Bill 33 on Engrossment

The President laid before the Senate, as a special order for this hour, on its passage to engrossment (the

bill having been read second time on yesterday):

S. B. No. 33, A bill to be entitled "An Act enacting a new Article of the Penal Code of Texas to be known as Article 1391a, defining the offense of burglary of a motor vehicle; prescribing the punishment therefor; and declaring an emergency."

Senator Lovelady offered the following amendment to the bill:

Amend S. B. No. 33 by striking out Section 2 of said bill and re-numbering the Section to conform to the change.

The amendment was adopted.

The bill then was passed to engrossment.

#### Senate Bill 33 on Third Reading

The President then laid S. B. No. 33 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—25

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Winfield
Lemens	York
Lovelady	

#### Present—Not Voting

Weinert

#### Absent—Excused

Cotten	Metcalfe
Formby	Spears
Kelley	

#### Bill Signed

The President signed in the presence of the Senate, after its caption had been read, the following enrolled bill:

H. B. No. 156, A bill to be entitled "An Act amending Section 1 of S. B. No. 449, Chapter 354, Acts of the Regular Session of the Forty-seventh Legislature, providing in counties having a population of more

than five hundred thousand (500,000) for the extension for not to exceed ninety (90) days after the expiration of the term of the period during which the grand jury may sit to conclude its investigation; and declaring an emergency."

(President pro tempore in the Chair.)

#### Senate Bill 49 on Engrossment

The President pro tempore laid before the Senate, as a special order for this hour, on its passage to engrossment (the bill having been read second time on yesterday):

S. B. No. 49, A bill to be entitled "An Act authorizing the State Department of Education to issue State Teachers Certificates to teachers of the deaf or the blind, fixing the requirements for such teachers in both academic and vocational subjects, limiting these teachers with special qualifications to such special schools; and declaring an emergency."

The bill was passed to engrossment.

#### Senate Bill 49 on Third Reading

The President pro tempore then laid S. B. No. 49 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—26

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

#### Absent—Excused

Cotten	Metcalfe
Formby	Spears
Kelley	

#### Senate Bill 30 on Second Reading

Senator Vick moved that all rules prescribing limitations relative to the consideration of bills during the first

60 days of the Regular Session be suspended, to permit the immediate consideration by the Senate of S. B. No. 30.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Cotten	Metcalf
Formby	Spears
Kelley	

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 30, A bill to be entitled "An Act amending Article 1722, Revised Civil Statutes of Texas, 1925, so as to authorize the Supreme Court of Texas to transfer books, papers, and publications belonging to the Supreme Court Library in the State Capitol to the Library of the Law School of the University of Texas, to recall same, prescribing conditions for such transfer; and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### Senate Bill 30 on Third Reading

Senator Vick moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 30 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Graves
Beck	Hazlewood
Brownlee	Jones
Bullock	Lane
Chadick	Lanning
Fain	Lemens

Lovelady	Shivers
Martin	Stone
Mauritz	Sulak
Moffett	Vick
Moore	Weinert
Morris	Winfield
Ramsey	York

Absent—Excused

Cotten	Metcalf
Formby	Spears
Kelley	

The President pro tempore then laid S. B. No. 30 before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Senate Bill 35 on Second Reading

Senator Moore moved that all rules relative to the consideration of bills during the first 60 days of the Regular Session be suspended to permit the immediate consideration by the Senate of S. B. No. 35.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Cotten	Metcalf
Formby	Spears
Kelley	

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 35, A bill to be entitled "An Act providing for the execution of an agreement to extend the Interstate Compact to Conserve Oil and Gas; prescribing the form of the agreement; prescribing procedure for withdrawal from the Compact; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Senate Bill 35 on Third Reading**

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 35 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Cotten	Metcalfe
Formby	Spears
Kelley	

The President pro tempore laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Cotten	Metcalfe
Formby	Spears
Kelley	

**Senate Bill 66 on Second Reading**

Senator Winfield moved that all rules prescribing limitations relative to the consideration of bills during the first 60 days of the Regular

Session be suspended to permit the immediate consideration by the Senate of S. B. No. 66.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

Absent—Excused

Cotten	Metcalfe
Formby	Spears
Kelley	

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 66, A bill to be entitled "An Act amending Article 7631 of Chapter 2, of Title 128, of the Revised Civil Statutes of Texas of 1925; and declaring an emergency."

The bill was read second time and was passed to engrossment.

**Senate Bill 66 on Third Reading**

Senator Winfield moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 66 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—26

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

## Absent—Excused

Cotten	Metcalf
Formby	Spears
Kelley	

The President pro tempore then laid S. B. No. 66 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

## Yeas—26

Aikin	Martin
Beck	Mauritz
Brownlee	Moffett
Bullock	Moore
Chadick	Morris
Fain	Ramsey
Graves	Shivers
Hazlewood	Stone
Jones	Sulak
Lane	Vick
Lanning	Weinert
Lemens	Winfield
Lovelady	York

## Absent—Excused

Cotten	Metcalf
Formby	Spears
Kelley	

## Senate Bill 91 on Second Reading

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 91, A bill to be entitled "An Act providing for the closed season on mourning doves and quail in Scurry County, Texas, for a period of five (5) years; providing however, none of the provisions of this Act shall apply to that part of Scurry County outside of Commissioners Precinct No. 3; prescribing penalty for the violation of this Act; repealing all laws in conflict; and declaring an emergency."

The bill was read second time and was passed to engrossment.

## Senate Bill 91 on Third Reading

Senator Bullock moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 91 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—26

Aikin	Brownlee
Beck	Bullock

Chadick	Moffett
Fain	Moore
Graves	Morris
Hazlewood	Ramsey
Jones	Shivers
Lane	Stone
Lanning	Sulak
Lemens	Vick
Lovelady	Weinert
Martin	Winfield
Mauritz	York

## Absent—Excused

Cotten	Metcalf
Formby	Spears
Kelley	

The President pro tempore then laid S. B. No. 91 before the Senate on its third reading and final passage.

The bill was read third time and was passed.

## Concert by A Cappella Choir of Bryan High School

At 11:00 o'clock a. m., the President pro tempore announced the arrival of the hour heretofore set by the Senate for hearing a concert by the A Cappella Choir of the Stephen F. Austin High School of Bryan, Texas.

The members of the choir assembled at the bar of the Senate.

The choir and its director, Mr. Euel Porter, were presented to the Senate by Senator York.

The choir rendered a program of songs under the direction of Mr. Porter.

Senator Mauritz moved that a vote of thanks be extended to the director and members of the choir for their concert.

The motion prevailed unanimously by a rising vote.

Senator York and the President pro tempore also thanked the choir on behalf of the Senate.

## House Bills on First Reading

The following House bills, received from the House today, were laid before the Senate, read first time and referred to the committees indicated:

H. B. No. 120, to Committee on Counties.

H. B. No. 167, to Committee on Counties.

H. B. No. 159, to Committee on Finance.



**Recess**

On motion of Senator York, the Senate, at 11:30 o'clock a. m., took recess to 2:00 o'clock p. m. today.

**Afternoon Session**

The Senate met at 2:00 o'clock p. m. and was called to order by the President.

**Executive Session**

The President announced the arrival of the hour for an executive session of the Senate, and he requested all those not entitled to attend the executive session to retire from the Senate Chamber and instructed the Sergeant-at-Arms to close all doors leading from the Chamber.

**After Executive Session**

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following nominations had been rejected by the Senate:

To be Secretary of State, term to expire January 18, 1945:

William J. Lawson of Huntsville, Walker County.

To be Adjutant General, term to expire January 18, 1945:

J. Watt Page of Fort Worth, Tarrant County.

The Secretary further informed the Journal Clerk that the following nominations had been confirmed by the Senate:

To be Members of the State Board of Registration for Professional Engineers, terms to expire September 24, 1947:

J. B. Thomas of Fort Worth, Tarrant County,

E. W. Pittman of Beaumont, Jefferson County.

To be Branch Pilots for the Brazos-Santiago Pass, Bar and Tributaries for two year terms expiring January 27, 1945:

Captain Aubrey Dodge Shaw of Cameron County,

Captain Joseph A. Kelly of Cameron County.

To be Public Weighers in and for Bexar County for a two year term expiring January 27, 1945:

G. C. Hagelstein, San Antonio, Bexar County,

M. A. Dozier, San Antonio, Bexar County.

To be Public Weigher in and for Brown County for a two year term expiring January 27, 1945:

H. L. Ehrke of Brownwood, Brown County.

To be Commissioner, Bureau of Labor Statistics, term to expire January 31, 1945:

John D. Reed of Arlington, Tarrant County.

To be Public Weigher in and for Harris County, for a two year term expiring February 18, 1945:

H. T. Krahn of Houston, Harris County.

To be Public Weigher in and for Harris County, for a two year term expiring January 23, 1945:

H. J. Krahn of Houston, Harris County.

To be a Member of the Board of Optometry for a six year term expiring August 11, 1947:

Dr. Lloyd L. Butler of Dallas, Dallas County.

**In Legislative Session**

The President called the Senate to order as in legislative session at 3:05 o'clock p. m.

**Message from the House**

Hall of the House of Representatives, Austin, Texas,

Hon. John Lee Smith, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 10, Inviting the Hon. James A. Farley to address a joint session of the Texas Legislature.

Respectfully submitted,

CLARENCE JONES,  
Chief Clerk, House of Representatives.

**Senate Bill on First Reading**

By unanimous consent, the following bill was introduced, read first time, and referred to the committee indicated:

By Senator Moffett:

S. B. No. 140, A bill to be entitled "An Act amending Subsection 50, Article 199, Title 8, Revised Civil Statutes of Texas, 1925, as amended by S. B. No. 85, Chapter 14, Acts of the Regular Session of the Forty-first Legislature, changing the time and term of holding the 50th Judicial District Court of Baylor, Knox, King, and Cottle Counties, constituting the 50th Judicial District of Texas; validating and continuing all processes issued or served before this Act takes effect, including recognizances and bonds and making them returnable to the next term of court in said counties and districts as herein fixed; validating the summoning of grand and petit juries under this Act; and declaring an emergency."

To Committee on Civil Jurisprudence.

**Recess**

On motion of Senator Martin, the Senate, at 3:17 o'clock p. m., took recess to 10:00 o'clock a. m. tomorrow.

**FOURTEENTH DAY****Continued**

(Thursday, February 4, 1943)

The Senate met at 10 o'clock a. m., and was called to order by Senator Winfield.

On motion of Senator Weinert, the Senate agreed to stand at ease subject to the call of the Presiding Officer.

The Presiding Officer called the Senate to order at 10:05 o'clock a. m.

**Message from the Governor**

The following message from the Governor was received, was read to the Senate, and referred to the Committee on Nominations of the Governor:

February 4, 1943.

To the Senate of the Forty-eighth Legislature:

I ask the advice, consent and con-

firmation of the Senate with respect to the following appointments:

To be Commissioner to the National Conference of Commissioners on Uniform State Laws to fill the unexpired term of the Honorable Harry P. Lawther, deceased, term to expire July 7, 1945:

Honorable O. D. Brundidge of Dallas, Dallas County.

To be Captain, Infantry, and assigned as aide-de-camp on the Governor's Staff:

Dale Newell Morrison of San Antonio, Bexar County.

To be Member State Highway Commission, for a six year term expiring February 15, 1949:

Fred E. Knetsch of Seguin, Guadalupe County.

Respectfully submitted,

COKE R. STEVENSON,  
Governor of Texas.

**Reports of Standing Committees**

Senator Winfield, by unanimous consent, submitted at this time the following reports:

Committee Room,  
Austin, Texas,  
February 3, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Banking to whom was referred S. B. No. 17, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WINFIELD, Chairman.

Committee Room,  
Austin, Texas,  
February 3, 1943.

Hon. John Lee Smith, President of the Senate.

Sir: We, your Committee on Banking to whom was referred S. B. No. 16, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WINFIELD, Chairman.